



GENERAL ASSEMBLY

COMMONWEALTH OF KENTUCKY

2016 REGULAR SESSION

HOUSE BILL NO. 189

TUESDAY, FEBRUARY 9, 2016

The following bill was reported to the Senate from the House and ordered to be printed.

RECEIVED AND FILED
DATE April 9, 2016
11:46 AM

ALISON UNDERMAN GRIMES
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY R. Adler

1 AN ACT relating to interlocal agreements.

2 *Be it enacted by the General Assembly of the Commonwealth of Kentucky:*

3 ➔SECTION 1. A NEW SECTION OF KRS 65.210 TO 65.300 IS CREATED TO
4 READ AS FOLLOWS:

5 *(1) Provided that the terms of the agreement are not being substantively changed,*
6 *whenever an existing agreement that complies with the requirements of KRS*
7 *65.210 to 65.300 is amended to join new parties or to remove existing parties,*
8 *approval of the Attorney General or the Department for Local Government under*
9 *KRS 65.260 and approval of the agency or officer with jurisdiction under KRS*
10 *65.300 shall not be required for the amendment to be effective.*

11 *(2) In lieu of the requirements of KRS 65.290, when an agreement is amended*
12 *pursuant to subsection (1) of this section, each public agency subject to the*
13 *agreement, including any public agency withdrawing from the agreement, shall*
14 *send the following to the county clerk of the county in which it is located, to the*
15 *Secretary of State, and to either the Attorney General or the Department for*
16 *Local Government, if either agency would have had the responsibility for review*
17 *under KRS 65.260:*

18 *(a) A copy of the full agreement, including any amendments;*

19 *(b) A statement containing the effective date and subject of the original*
20 *agreement;*

21 *(c) A list of the parties being added to or removed from the agreement; and*

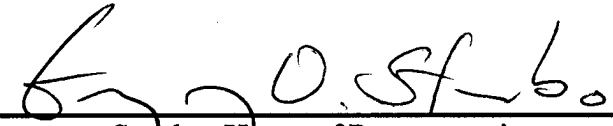
22 *(d) A certification signed by each party being added to the agreement that*
23 *confirms that the party is:*

24 *1. A public agency as defined in KRS 65.230; and*

25 *2. Eligible under KRS 65.240 to join the interlocal agreement with the*
26 *existing parties to the agreement.*

27 *(3) Public agencies may, by the terms of an agreement made pursuant to KRS 65.210*

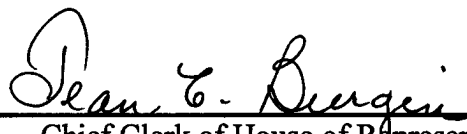
1 to 65.300, specify the manner in which parties may be added to or removed from
2 the agreement pursuant to this section. The language may authorize the addition
3 of new parties or the removal of existing parties with or without the requirement
4 of action by the legislative body of each public agency that is a party to the
5 existing agreement or with a requirement of action by a minimum percentage of
6 the legislative bodies of the public agencies that are parties to the agreement. In
7 the absence of this language, action by the legislative body of each public agency
8 that is a party to the existing agreement shall be required to amend the agreement
9 to add new parties or remove existing parties.



Speaker-House of Representatives



President of Senate

Attest: 

Chief Clerk of House of Representatives

Approved 

Governor

Date 9 APRIL 2016